

AMENDED IN SENATE MAY 8, 2017  
AMENDED IN SENATE APRIL 17, 2017  
AMENDED IN SENATE MARCH 27, 2017

**SENATE BILL**

**No. 769**

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**Introduced by Senator Hill**  
**(Principal coauthor: Senator Galgiani)**  
**(Coauthors: Senators Beall, Dodd, Glazer, Hueso, Mendoza,**  
**Newman, Stern, and Wilk)**

February 17, 2017

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An act to amend Sections 78040, 78041, 78042, and 78043 of the Education Code, relating to community colleges.

LEGISLATIVE COUNSEL'S DIGEST

SB 769, as amended, Hill. Baccalaureate Degree Pilot Program.

Existing law, until July 1, 2023, authorizes the Board of Governors of the California Community Colleges, in consultation with the California State University and the University of California, to establish a statewide baccalaureate degree pilot program. Existing law requires the statewide baccalaureate degree pilot program to consist of a maximum of 15 district baccalaureate degree pilot programs. Existing law requires a district baccalaureate degree pilot program to commence by the beginning of the 2017–18 academic year and requires a student participating in a baccalaureate degree pilot program to complete his or her degree by the end of the 2022–23 academic year. Existing law prohibits a district's baccalaureate degree pilot program from offering a baccalaureate degree program or program curricula already offered by the University of California or the California State University.

This bill would limit that prohibition to a district's baccalaureate degree program or program curricula that is offered within 100 miles of the California State University's or the University of California's baccalaureate degree program or program curricula. The bill would extend the operation of the statewide baccalaureate degree pilot program until July 1, 2028, and would no longer require a student to complete his or her degree by the end of the 2022–23 academic year. The bill would increase the maximum number of district baccalaureate degree pilot programs to 25 programs.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 78040 of the Education Code is amended  
2 to read:

3 78040. For the purposes of this article, “district” means any  
4 community college district identified by the Chancellor of the  
5 California Community Colleges as participating in the statewide  
6 baccalaureate degree pilot program. Each participating district  
7 may establish a baccalaureate degree pilot program pursuant to  
8 Section 78041.

9 SEC. 2. Section 78041 of the Education Code is amended to  
10 read:

11 78041. Notwithstanding Section 66010.4, and commencing  
12 January 1, 2015, the Board of Governors of the California  
13 Community Colleges, in consultation with the California State  
14 University and the University of California, may authorize the  
15 establishment of district baccalaureate degree pilot programs that  
16 meet all of the eligibility requirements set forth in Section 78042.  
17 A district baccalaureate degree pilot program established pursuant  
18 to this article shall commence no later than the 2017–18 academic  
19 year. For *the* purposes of this section, a pilot program commences  
20 when the first class of students begins the program. The statewide  
21 baccalaureate degree pilot program shall consist of a maximum of  
22 25 baccalaureate degree pilot programs to be determined by the  
23 Chancellor of the California Community Colleges and approved  
24 by the Board of Governors of the California Community Colleges.

25 SEC. 3. Section 78042 of the Education Code is amended to  
26 read:

1 78042. (a) A district shall seek approval to offer a  
2 baccalaureate degree pilot program through the appropriate  
3 accreditation body.

4 (b) When seeking approval from the Board of Governors of the  
5 California Community Colleges, a district shall maintain the  
6 primary mission of the California Community Colleges specified  
7 in paragraph (3) of subdivision (a) of Section 66010.4. The district,  
8 as part of the baccalaureate degree pilot program, shall have the  
9 additional mission to provide high-quality undergraduate education  
10 at an affordable price for students and the state.

11 (c) As a condition of eligibility for consideration to participate  
12 in the statewide baccalaureate degree pilot program, a district shall  
13 have a written policy that requires all potential students who wish  
14 to apply for a Board of Governors Fee Waiver pursuant to Section  
15 76300 to complete and submit either a Free Application for Federal  
16 Student Aid or a California Dream Act application in lieu of  
17 completing the Board of Governors Fee Waiver application.

18 (d) A district's baccalaureate degree pilot program shall be  
19 subject to the following limitations:

20 (1) A district shall identify and document unmet workforce  
21 needs in the subject area of a baccalaureate degree to be offered  
22 and offer a baccalaureate degree at a campus in a subject area with  
23 unmet workforce needs in the local community or region of the  
24 district.

25 (2) A baccalaureate degree pilot program shall not offer a  
26 baccalaureate degree program or program curricula already offered  
27 by the California State University or the University of California  
28 if that district's program or program curricula is within 100 miles  
29 of the California State University's or the University of California's  
30 program or program curricula.

31 (3) A district shall have the expertise, resources, and student  
32 interest to offer a quality baccalaureate degree in a chosen field of  
33 study.

34 (e) A district shall maintain separate records for students who  
35 are enrolled in courses classified in the upper division and lower  
36 division of a baccalaureate *degree* program. A student shall be  
37 reported as a community college student for enrollment in a lower  
38 division course and as a baccalaureate degree program student for  
39 enrollment in an upper division course.

1 (f) A governing board of a district seeking authorization to offer  
2 a baccalaureate degree pilot program shall submit all of the  
3 following for review by the Chancellor of the California  
4 Community Colleges and approval by the Board of Governors of  
5 the California Community Colleges:

6 (1) Documentation of the district's written policy required by  
7 subdivision (c).

8 (2) The administrative plan for the baccalaureate degree pilot  
9 program, including, but not limited to, the governing board of the  
10 district's funding plan for its specific district.

11 (3) A description of the baccalaureate degree pilot program's  
12 curriculum, faculty, and facilities.

13 (4) The enrollment projections for the baccalaureate degree pilot  
14 program.

15 (5) Documentation regarding unmet workforce needs specifically  
16 related to the proposed baccalaureate degree pilot program, and a  
17 written statement supporting the necessity of a four-year degree  
18 for that program.

19 (6) Documentation of consultation with the California State  
20 University and the University of California regarding collaborative  
21 approaches to meeting regional workforce needs.

22 (g) (1) On or before March 31, 2015, the Board of Governors  
23 of the California Community Colleges shall develop, and adopt  
24 by regulation, a funding model for the support of the statewide  
25 baccalaureate degree pilot program that is based on a calculation  
26 of the number of full-time equivalent students enrolled in all district  
27 *baccalaureate degree* pilot programs.

28 (2) Funding for each full-time equivalent student shall be at a  
29 marginal cost calculation, as determined by the Board of Governors  
30 of the California Community Colleges, that shall not exceed the  
31 community college credit instruction marginal cost calculation for  
32 a full-time equivalent student, as determined pursuant to paragraph  
33 (2) of subdivision (d) of Section 84750.5.

34 (3) A student in a baccalaureate degree pilot program authorized  
35 by this article shall not be charged fees higher than the mandatory  
36 systemwide fees charged for baccalaureate degree programs at the  
37 California State University.

38 (4) Fees for coursework in a baccalaureate degree pilot program  
39 shall be consistent with Article 1 (commencing with Section 76300)  
40 of Chapter 2 of Part 47.

1 (5) A district shall, in addition to the fees charged pursuant to  
2 paragraph (4), charge a fee for upper division coursework in a  
3 baccalaureate degree pilot program of eighty-four dollars (\$84)  
4 per unit.

5 (h) (1) The Legislative Analyst's Office shall conduct both an  
6 interim and a final statewide evaluation of the statewide  
7 baccalaureate degree pilot program implemented pursuant to this  
8 article.

9 (2) The results of the interim evaluation shall be reported as a  
10 progress report, in writing, to the Legislature and the Governor on  
11 or before July 1, 2018. The interim evaluation shall include, but  
12 is not limited to, all of the following:

13 (A) How many, and which specific, districts applied for a  
14 baccalaureate degree pilot program, and the baccalaureate degree  
15 pilot programs they applied for.

16 (B) Which potential four-year baccalaureate degrees were denied  
17 and why they were denied.

18 (C) Baccalaureate degree pilot program costs and the funding  
19 sources that were used to finance these programs.

20 (D) Current trends in workforce demands that require four-year  
21 degrees in the specific degree programs being offered through the  
22 statewide baccalaureate degree pilot program.

23 (E) Current completion rates, if available, for each cohort of  
24 students participating in a baccalaureate degree pilot program.

25 (F) Information on the impact of baccalaureate degree pilot  
26 program on underserved and underprepared students.

27 (3) The results of the final evaluation shall be reported, in  
28 writing, to the Legislature and the Governor on or before July 1,  
29 2022. The final evaluation shall include, but is not limited to, all  
30 of the following:

31 (A) The number of new district baccalaureate degree pilot  
32 programs implemented, including information identifying the  
33 number of new programs, applicants, admissions, enrollments,  
34 and degree recipients.

35 (B) The extent to which the baccalaureate degree pilot programs  
36 established under this article fulfill identified workforce needs for  
37 new baccalaureate degree programs, including statewide supply  
38 and demand data that considers capacity at the California State  
39 University, the University of California, and in California's  
40 independent colleges and universities.

1 (C) Information on the place of employment of students and  
2 the subsequent job placement of graduates.

3 (D) Baccalaureate degree program costs and the funding sources  
4 that were used to finance these programs, including a calculation  
5 of cost per degree awarded.

6 (E) The costs of the baccalaureate degree programs to students,  
7 the amount of financial aid offered, and student debt levels of  
8 graduates of the programs.

9 (F) Time-to-degree rates and completion rates for the  
10 baccalaureate degree pilot programs.

11 (G) The extent to which the programs established under this  
12 article are in compliance with the requirements of this article.

13 (H) Information on the impact of the baccalaureate degree pilot  
14 programs on underserved and underprepared students.

15 (I) Recommendations on whether and how the statewide  
16 baccalaureate degree pilot program can or should be expanded.

17 (4) A district shall submit the information necessary to conduct  
18 the evaluations required by paragraph (1), as determined by the  
19 Legislative Analyst's Office, to the Chancellor of the California  
20 Community Colleges, who shall provide the information to the  
21 Legislative Analyst's Office upon request.

22 (5) A report to be submitted pursuant to paragraph (2) or (3)  
23 shall be submitted in compliance with Section 9795 of the  
24 Government Code.

25 SEC. 4. Section 78043 of the Education Code is amended to  
26 read:

27 78043. This article shall become inoperative on July 1, 2028,  
28 and as of January 1, 2029, is repealed, unless a later enacted statute  
29 that is enacted before January 1, 2029, deletes or extends that date.